

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

FILED  
2019 MAR 28 PM 2:50

AMERICAN STEWARDS OF  
LIBERTY, CHARLES SHELL, CHERYL  
SHELL, WALTER SIDNEY SHELL  
MANAGEMENT TRUST, KATHRYN  
HEIDEMANN, ROBERT V.  
HARRISON, SR., JOHN YEARWOOD,  
AND WILLIAMSON COUNTY,  
TEXAS,

PLAINTIFFS,

JOHN YEARWOOD AND  
WILLIAMSON COUNTY, TEXAS,  
PLAINTIFF-INTERVENORS,

V.

CAUSE NO. 1:15-CV-1174-LY

DEPARTMENT OF THE INTERIOR,  
UNITED STATES FISH AND  
WILDLIFE SERVICE, SALLY JEWELL,  
DANIEL M. ASHE, BENJAMIN N.  
TUGGLE, CENTER FOR BIOLOGICAL  
DIVERSITY, TRAVIS AUDUBON,  
AND DEFENDERS OF WILDLIFE,  
DEFENDANTS,

CENTER FOR BIOLOGICAL  
DIVERSITY, DEFENDERS OF  
WILDLIFE, AND TRAVIS AUDUBON,  
DEFENDANT-INTERVENORS.

**FINAL JUDGMENT**

Before the court is the above-styled and numbered cause. On this date, the court rendered an order granting Plaintiffs American Stewards of Liberty, Charles Shell, Cheryl Shell, Walter Sidney Shell Management Trust, Kathryn Heidemann, Robert V. Harrison, Sr., John Yearwood, and Williamson County, Texas's motion for summary judgment in part; granting the Defendants Department of the Interior, United States Fish and Wildlife Service, Sally Jewell, Daniel M. Ashe, Benjamin N. Tuggle, Center For Biological Diversity, Travis Audubon, and

Defenders of Wildlife's motion for summary judgment in part; denying Defendant-Intervenors Center for Biological Diversity, Defenders of Wildlife, and Travis Audubon's motion for summary judgment; and granting Plaintiff-Intervenors John Yearwood, and Williamson County, Texas's motion for summary judgment in part. As nothing further remains to resolve, the court renders the following Final Judgment pursuant to Federal Rule of Civil Procedure 58.

**IT IS ORDERED** that the 2017 finding of the United States Fish and Wildlife Service, 82 Federal Register 20,861-02 (May 4, 2017) is vacated and remanded to the United States Fish and Wildlife Service for further consideration consistent with this judgment.

**IT IS FURTHER ORDERED** that Plaintiffs American Stewards of Liberty, Charles Shell, Cheryl Shell, Walter Sidney Shell Management Trust, Kathryn Heidemann, Robert V. Harrison, Sr., John Yearwood, and Williamson County, Texas, recover costs of court against Defendants Department of the Interior, United States Fish and Wildlife Service, Sally Jewell, Daniel M. Ashe, Benjamin N. Tuggle, Center For Biological Diversity, Travis Audubon, and Defenders of Wildlife and Defendant-Intervenors Center for Biological Diversity, Defenders of Wildlife, and Travis Audubon, jointly and severally.

**IT IS FURTHER ORDERED** that the case is hereby **CLOSED**.

SIGNED this 28th of March, 2019.

  
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LEE YEAKEL  
UNITED STATES DISTRICT JUDGE